

REMARKS

The office action of June 18, 2008, has been carefully considered.

It is noted that the claims are objected to for containing informalities.

Claims 1-2 are rejected under 35 U.S.C. 102(b) over the patent to Golser et al.

Claims 1-2 are rejected under 35 U.S.C. 102(b) over the patent to Kindl et al.

In view of the Examiner's rejections of the claims, applicant has amended claims 1 and 2, and added new claims 3-13.

It is respectfully submitted that the claims presently on file differ essentially and in an unobvious, highly advantageous manner from the constructions disclosed in the references.

Turning now to the references, neither Golser et al. nor Kindl et al. disclose a construction in which the resonator mirror

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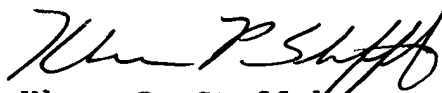
and the electrodes are adjusted at the same time, as in the presently claimed invention

In view of these considerations it is respectfully submitted that the rejections of claims 1-2 under 35 U.S.C. 102(b) over the above-discussed references are overcome and should be withdrawn.

Reconsideration and allowance of the present application are respectfully requested.

Any additional fees or charges required at this time in connection with this application may be charged to Patent and Trademark Office Deposit Account No. 11-1835.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450, on December 18, 2008.

By: 
Klaus P. Stoffel

Date: December 18, 2008